

HEALTH AND SAFETY CODE,
DIVISION 104,
PART 1,
CHAPTER 4,
ARTICLE 1

GENERAL NOTES

< Article 1 was added by Stats.1995, c. 415 (S.B.1360), s 6.
>

**s 106600. Legislative intent; definitions; sanitarian;
registered sanitarian**

It is the intent of the Legislature in adopting this article to safeguard the health, safety, and general welfare of the public by the registration of those environmental health professionals practicing as environmental health specialists who have completed an approved environmental health or science curriculum and who are qualified to work, or are working, within the scope of the field of environmental health as defined by this article.

In adopting this article, it is recognized that the field of environmental health is a dynamic field that is continually evolving into new and complex areas of concern. This article recognizes the existence of overlapping functions with other professions carrying out specific activities that may include some aspects of the field of environmental health. The title of a person registered under this article shall be environmental health specialist. Use of the term "sanitarian" or "registered sanitarian" in statutes and regulations shall mean "registered environmental health specialists." A valid registered sanitarian registration shall on January 1, 1989, be a valid registration as an environmental health specialist. The department shall provide a new certificate of registration to that effect.

HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 514, added by Stats.1983, c. 1271,

s 1, amended by Stats.1988, c. 773, s 2.

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s 106610. Regulations; authority to adopt

The department may, upon recommendation of the Environmental Health Specialist Registration Committee appointed pursuant to Section 106675, adopt any regulations necessary to accomplish the purposes of this article.

HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 516, added by Stats.1983, c. 1271, s 1, amended by Stats.1988, c. 773, s 4.

s 106620. Design of fixed works

Except for the design of onsite septic systems, nothing in this article shall authorize registered environmental health specialists to design any of the fixed works defined in Section 6731 of the Business and Professions Code.

HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 518, added by Stats.1983, c. 1271, s 1, amended by Stats.1988, c. 773, s 6.

s 106630. Applications for registration; completion; notification; review; duplicate cards

Any person may make an application to the department to be registered as an environmental health specialist. The department shall accept complete applications if accompanied

by the required fees.

(a) Application submission, completion and notification.

(1) Receipt of an application for a certificate of registration as an environmental health specialist shall be deemed to be the date the application is date stamped by the department.

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(2) An application for a certificate of registration as an environmental health specialist is considered complete when a completed application form supplied by the department, proof of successful passage of the registered environmental health specialist examination, as specified in Section 106670, and the initial biennial registration fee are received by the department.

(3) Written notification by the department to applicants shall be deemed to occur on the date the notifications are postmarked.

(b) Application review period.

The department shall notify the applicant in writing within 15 working days of receipt of an application for a certificate of registration as an environmental health specialist that the application is completed and accepted for filing, or that the application is deficient and what specific information, documentation, or fee, is required to complete the application.

(c) Application decision period.

The department, within three calendar days of filing of a completed application, shall reach a decision regarding the application for a certificate of registration as an environmental health specialist.

(d) The department shall issue certificates of registration to

qualified applicants.

(e) Duplicate certificate/card of registration shall be issued to individuals who hold valid registration as an environmental health specialist upon payment of ten dollars (\$10) for a duplicate certificate and five dollars (\$5) for a duplicate registration card.

HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 519.5, added by Stats.1983, c. 773, s 8, amended by Stats.1988, c. 773, s 8.

REQUIREMENTS FOR REGISTRATION AS AN ENVIRONMENTAL HEALTH SPECIALIST
TRAINEE/REGISTERED ENVIRONMENTAL HEALTH SPECIALIST

California Health and Safety Code

106635. The requirements for registration of environmental health specialists shall be a minimum of a bachelor's degree from a department approved educational institution or an educational institution of collegiate grade listed in the directory of accredited institutions of postsecondary education compiled by the American Council on Education, with coursework prescribed as follows:

Basic Requirements	Experience	Training
I. 30 semester or 45 quarter basic science units including each of the following: General Chemistry Lecture and Laboratory General Physics Lecture and Laboratory or Organic Chemistry Lecture and Laboratory General Microbiology Lecture and Laboratory General Biological Science Lecture and Laboratory Calculus or College Algebra	18 months	600 hrs.
II. 45 semester or 68 quarter basic science units including each of the following: Three of the required science courses shall include a laboratory: General Chemistry Organic Chemistry General Physics General Microbiology General Biological Science Calculus or College Algebra	12 months	450 hrs.
III. 30 semester or 45 quarter basic science units including each of the following: General Chemistry Lecture and Laboratory General Physics Lecture and Laboratory or Organic Chemistry Lecture and Laboratory General Microbiology Lecture and Laboratory General Biological Science Lecture and Laboratory Calculus or College Algebra	9 months	300 hrs.

plus

Three semester or four quarter unit
courses in each of the following:

Epidemiology

Statistics

Public Administration or Environmental Health Administration and; 10 semester or 15 quarter units in environmental health science, including one or more of the following:

water quality, waste management, food and consumer protection, housing and institution sanitation, vector control, recreational health, air quality, milk and dairy products, occupational health, electromagnetic radiation, noise control, toxicology, soil science, or land use development.

IV. 45 semester or 68 quarter	6 months	200 hrs.
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basic science units including
the following:

(Three of the following required science courses must include a laboratory)

General Chemistry

Organic Chemistry

General Physics

General Microbiology

General Biological Science

Calculus or College Algebra

plus

Three semester or 4 quarter unit
courses in each of the following:

Epidemiology

Statistics

Public Administration or Environmental Health Administration and; 10 semester or 15 quarter units in Environmental Health Science, including one or more of the following:

water quality, waste management, food and consumer protection, housing and institution sanitation, vector control, recreational health, air quality, milk and dairy products, occupational health, electromagnetic radiation, noise control, toxicology, soil science, or land use development.

V. Possess a minimum of a bachelor's	None	None
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degree in environmental health required required
from an institution approved by
the committee, which includes:

One year of Lecture and Laboratory
coursework in each of the following:

- General Chemistry
- General Physics
- General Biological Science, and

One semester course in:

- Calculus or College Algebra
- Organic Chemistry
- General Microbiology with Laboratory
- Public Administration or Environmental Health Administration
- Epidemiology
- Statistics
- Field Orientation Course in Environmental Health

Fifteen semester units of environmental health science courses selected
from:

water quality, waste management, food and consumer protection, housing
and institution sanitation, vector control, recreational health, air
quality, milk and dairy products, occupational health, electromagnetic
radiation, noise control, toxicology, soil science, or land use
development.

All basic science coursework including mathematics shall be equal to that
acceptable in an approved environmental health degree program.^{1/}

Section 106615

(d) "Environmental health specialist trainee" means a person who
possesses (1) a minimum of a bachelor's degree, including 30 semester
units of basic sciences, from a department approved educational
institution or an educational institution of collegiate grade listed in
the directory of accredited institutions of postsecondary education
compiled by the American Council on Education, but who has not completed
the specific coursework and experience requirements in the field of
environmental health as required by Section 106660 for registration, and
(2) who is engaged in an approved environmental health training plan.

¹/NOTE: A basic science is a course that provides the student an understanding of the fundamental principles of the subject. Science courses must normally be acceptable to a science degree. Courses designed only for liberal arts, general education or nonscience degrees are not acceptable. Remedial mathematics and science courses are not acceptable as meeting the basic science requirements. Credit will not be allowed for more than one course with essentially the same content. The general sciences must be integrative courses that include those principles essential to the overall discipline. The remaining basic science courses may be limited to one or more divisions within the discipline and may be more descriptive in their approach.

College algebra (third-year algebra) is a course for which intermediate algebra or trigonometry shall normally be prerequisites.

(Effective 1/1/89/edreq)

(Section number changes effective 01/01/96)

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s 106640. Educational institutions; approval of degree program; procedure

Educational institutions requesting approval of their environmental health degree program shall first submit their program to the committee for review. If the program meets the prescribed curricula in Section 106635 it shall be submitted to the department for approval.

HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 520.1, added by Stats.1988, c. 773, s 9.2.

s 106650. Admission to written examination; persons applying or in programs before 1989

Any person who has applied for environmental health specialist registration, or who is enrolled in an approved environmental health science curriculum, or who is certified by his or her employer as serving as an environmental health specialist trainee in an approved environmental health program on or before December 31, 1988, shall be admitted to the written examination on the basis of the requirements existing on December 31, 1988.

HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 520.3, added by Stats.1988, c. 773, s 9.6.

s 106660. Failure to meet experience requirement; application for acceptance as sanitarian trainee

Any person meeting the educational qualifications pursuant to Section 106635, but who does not meet the experience requirement of that section, may make application to the department on a form prescribed by the department for acceptance as an environmental health specialist trainee. The department shall accept complete applications if accompanied by the required fees.

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HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 521, added by Stats.1983, c. 1271, s 1, amended by Stats.1988, c. 773, s 10.

s 106670. Examination; eligibility for admission after 1988; reexaminations

(a) On and after January 1, 1989, only persons who meet the educational and experience requirements as established under Section 106635 shall be eligible for admission to examination for registration as an environmental health specialist.

(b) The professional examination shall be prescribed by the department with the concurrence of the committee, and a passing score on the examination shall be required prior to registration.

(c) An applicant who twice fails to pass the written examination shall not be eligible to be reexamined a third time until at least one year has elapsed from the date of the second examination. An applicant who fails the third examination shall not be eligible to take the examination a fourth time until two years have elapsed from the date of the third examination. Thereafter, the examination may not be taken more frequently than once in two years. Reapplication shall be made by submitting a new application with the required fee.

HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 522, added by Stats.1983, c. 1271, s 1, amended by Stats.1988, c. 773, s 12.

s 106680. Certification committee; terms; vacancies;

removal of members

The terms of the members of the committee first appointed shall be determined by lot and shall expire as follows: two members on January 1, 1985; two members on January 1, 1986; three members on January 1, 1987; and three members on January 1, 1988. Thereafter, appointments shall be for a four-year term. Committee members may serve no more than two successive terms. Each member shall serve on the committee until the appointment and qualification of his or her successor or until one year shall have elapsed since the expiration of the term for which he or she was appointed, whichever occurs first. Vacancies occurring prior to the expiration of the terms shall be filled by appointment for **HEALTH AND SAFETY CODE, DIVISION 104, PART 1, CHAPTER 1, ART. 1**

the unexpired term. The director, upon the recommendation of the committee by a two-thirds vote, may remove an appointee member for misconduct in office, incompetency, neglect of duty, or other sufficient cause after due notice and hearing.

HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 524, added by Stats.1983, c. 1271, s 1.

Former ss 553, 554, added by Stats.1976, c. 604, p. 1453, s 6.

s 106690. Record of committee proceedings; register of applications; retention of examination papers and records; registry; mailing address of registrants

(a) The committee shall keep a record of its proceedings.

(b) The department shall maintain a register of all applications for registration and retain examination papers and records pertaining thereto for a length of time to be determined by the department.

(c) The department shall maintain a current registry of all registered environmental health specialists and all

environmental health specialist trainees in the state.

(d) Individuals registered under this article are responsible for assuring that the department has a current mailing address for them.

HISTORICAL AND STATUTORY NOTES

1999 Electronic Update 1996 Legislation

Legislative findings, declaration and intent relating to Stats.1996, c. 1023 (S.B.1497), see Historical and Statutory Notes under Business and Professions Code s 690.

Subordination of legislation by Stats.1996, c. 1023 (S.B.1497), see Historical and Statutory Notes under Business and Professions Code s 690.

1996 Main Volume

Derivation: Former s 526, added by Stats.1983, c. 1271, s 1, amended by Stats.1988, c. 773, s 15.

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s 106700. Fees; maximum amounts; time for payment; disposition of funds collected

(a) A nonreturnable fee, shall be paid by a person for each application for registration, application for examination, and biennial renewal.

(b) Fees shall not exceed the actual administrative costs of the program. Fees, except retired and penalty fees, shall be subject to Section 100425. The actual dollar figure charged shall be rounded to the nearest whole dollar amount. The biennial renewal fee-retired shall be twenty-five dollars (\$25).

(c) The nonreturnable biennial renewal fee, shall be paid by each registered environmental health specialist on or before the first day of January of every second year, or on any other date that is determined by the department. Each registered environmental health specialist registered pursuant

to this article, shall first pay the biennial fee at the time of initial registration to cover the calendar year in which registration is acquired and the following calendar year. Registrations not maintained as required by this subdivision are suspended and remain invalid during the period of suspension. Suspended registrations become revoked three years after the date of suspension. Notwithstanding the provisions of the Government Code, the executive officer shall revoke suspended registrations after three years from the date of suspension for nonpayment of fees.

(d) An additional penalty fee equal to 50 percent of the biennial renewal fee for each year of delinquency or portion thereof shall be paid by each person who fails to pay the fee required by subdivision (c) within 30 days of the established due date. All accumulated penalty fees shall be paid prior to any revalidation of registration.

(e) The department shall receive and account for all money received pursuant to this article and shall deposit it with the Treasurer who shall keep the money in a separate fund to be known as the "Registered Environmental Health Specialist Fund," that fund is hereby created.

(f) Notwithstanding Section 13340 of the Government Code, funds collected pursuant to the provisions of this article are continuously appropriated without regard to fiscal year to pay expenses of the department to administer the provisions of this article.

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(g) The following fees are hereby established and shall be annually adjusted as required by subdivision (b):

- (1) Application fee -- sixty-nine dollars (\$69).
- (2) Examination fee -- sixty dollars (\$60).
- (3) Biennial renewal fee -- active eighty-seven dollars (\$87).

HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 527, added by Stats.1983, c. 1271, s 1, amended by Stats.1986, c. 340, s 1; Stats.1988, c. 773, s 17.

Former s 543, added by Stats.1969, c. 267, p. 618, s 1, amended by Stats.1970, c. 397, p. 810, s 1; Stats.1971, c. 1744, p. 3729, s 1; Stats.1976, c. 604, p. 1452, s 1; Stats.1980, c. 1012, p. 3254, s 7.

Former s 544, added by Stats.1971, c. 1744, p. 3730, s 2, amended by Stats.1976, c. 604, p. 1452, s 2; Stats.1980, c. 1012, p. 3254, s 8.

Former s 545, added by Stats.1971, c. 1744, p. 3730, s 3.

Former ss 546, 547, added by Stats.1971, c. 1744, p. 3730, ss 4, 5, amended by Stats.1976, c. 604, p. 1453, ss 4, 5.

s 106710. Issuance of valid registration; criteria

A valid registration as an environmental health specialist under this article shall only be issued to a person who has:

- (a) Met the applicable education and experience requirements.
- (b) Successfully passed the examination for registration.
- (c) Submitted a complete application in accordance with Section 106630.
- (d) Paid the fees required in Section 106700.
- (e) Not committed acts specified in subdivision (a) of Section 106715.

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HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 529, added by Stats.1988, c. 773, s 20, amended by Stats.1988, c. 773, s 20.

s 106720. Rehabilitation; criteria for evaluation prior to denial, suspension, or revocation of registration

The department and the committee may use the following criteria to evaluate the potential for rehabilitation or actual rehabilitation of a person prior to denying, suspending, or revoking registration.

(a) The nature and severity of the act, crime, or violation under consideration as grounds for denial, suspension, or revocation.

(b) The time that has elapsed since commission of the act, crime, or violation.

(c) The extent to which the applicant has complied with any terms of parole, probation, restitution, or other sanctions imposed upon the applicant.

(d) Evidence of rehabilitation or lack of rehabilitation of the applicant.

HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 531, added by Stats.1983, c. 1271, s 1, amended by Stats.1988, c. 773, s 22.

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s 106730. Environmental health; law governing

This article does not affect or replace any other requirements or qualifications imposed pursuant to state or federal law on persons involved in activities under subdivision (e) of Section 106615.

HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 533, added by Stats.1983, c. 1271, s 1, amended by Stats.1984, c. 193, s 84.

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s 106735. Title and abbreviation; authority to use; violations; punishment

Only a person who has qualified as a registered environmental health specialist and who holds a valid registration certificate issued in conformance with Section 106710 for use in this state shall have the right and privilege of using the title "registered environmental health specialist" and to use the abbreviation "R.E.H.S." after the person's name. Only a person who has qualified as a registered environmental health specialist trainee and has a letter of acceptance issued by the department shall have the right and privilege of using the title "registered environmental health specialist trainee."

Except as permitted in Section 106600 any use of the words "registered sanitarian" or other use of the words "registered environmental health specialist" to denote a working title is prohibited.

A person who violates any provision of this section is guilty of a misdemeanor and may be fined a sum not to exceed one thousand dollars (\$1,000) or imprisoned for not more than 180 days, or both.

HISTORICAL AND STATUTORY NOTES

1996 Main Volume

Derivation: Former s 534, added by Stats.1983, c. 1271, s 1, amended by Stats.1988, c. 773, s 24.

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